



**COMMUNITY DEVELOPMENT COMMISSION**  
**of the County of Los Angeles**

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**Gloria Molina**  
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**Zev Yaroslavsky**  
**Don Knabe**  
**Michael D. Antonovich**  
*Commissioners*

**Sean Rogan**  
*Executive Director*

**ADOPTED**

Community Development Commission

June 9, 2009

Honorable Board of Commissioners  
Community Development Commission of the  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, California 90012

3-D

JUNE 9, 2009

*Sachi A. Hamai*  
**SACHI A. HAMAI**  
EXECUTIVE OFFICER

Dear Commissioners:

**APPROVE EXCHANGE OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS  
BETWEEN THE CITIES OF BEVERLY HILLS, LA HABRA HEIGHTS, AND  
HAWAIIAN GARDENS (DISTRICTS 3,4) (3 VOTE)**

**SUBJECT**

This letter recommends approval of Community Development Block Grant Reimbursable Contract Amendments with the cities of Beverly Hills, La Habra Heights, and Hawaiian Gardens to implement exchanges of CDBG funds among the three cities.

**IT IS RECOMMENDED THAT YOUR BOARD:**

1. Find that the exchange of Community Development Block Grant (CDBG) funds between the Cities of Beverly Hills, La Habra Heights, and Hawaiian Gardens is not subject to the provisions of the California Environmental Quality Act (CEQA) because the activities are not defined as a project under CEQA.
2. Approve and authorize the Acting Executive Director to execute Amendment No. 5 to CDBG Reimbursable Contract No. 70716 between the County of Los Angeles and the City of Beverly Hills, to remove \$169,143 in Fiscal Year 2008-09 and prior year CDBG funds in exchange for \$93,029 in general tax revenues from the City of Hawaiian Gardens, pursuant to an agreement between the two cities, thereby reducing the amount of CDBG funds allocated to the City of Beverly Hills from \$550,015 to \$380,872.



3. Approve and authorize the Acting Executive Director to execute Amendment No. 3 to CDBG Reimbursable Contract No. 70731 between the County of Los Angeles and the City of La Habra Heights, to remove \$23,117 in Fiscal Year 2008-09 CDBG funds in exchange for \$13,870 in general tax revenues from the City of Hawaiian Gardens, pursuant to an agreement between the two cities, thereby reducing the amount of CDBG funds allocated to the City of La Habra Heights from \$23,117 to zero.
4. Approve and authorize the Acting Executive Director to execute Amendment No. 4 to CDBG Reimbursable Contract No. 70727 between the County of Los Angeles and the City of Hawaiian Gardens, to add a total of \$192,260 in CDBG funds from the Cities of Beverly Hills and La Habra Heights in exchange for \$106,899.20 in general tax revenues, pursuant to agreements between the two cities and Hawaiian Gardens, thereby increasing the amount of CDBG funds allocated to the City of Hawaiian Gardens from \$2,280,056 to \$2,472,316.

#### **PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

The Cities of Beverly Hills and La Habra Heights have each executed an agreement with the City of Hawaiian Gardens to grant CDBG funds in exchange for general tax revenue funds. The proposed amendments will effectuate the transfer of these funds.

#### **FISCAL IMPACT/FINANCING**

There is no impact on the County general fund. The City of Beverly Hills has agreed to transfer \$169,143 in previously allocated CDBG funds to the City of Hawaiian Gardens in exchange for \$93,023 in general tax revenues. The current contract amount for the Reimbursable Contract with City of Beverly Hills is \$550,015. The proposed amendment will reduce the contract amount to \$380,872.

The City of La Habra Heights has agreed to transfer \$23,117 in previously allocated CDBG funds to the City of Hawaiian Gardens in exchange for \$13,870.20 in general tax revenues. The current contract amount for the Reimbursable Contract with City of La Habra Heights is \$23,117. The proposed amendment will reduce the contract amount to zero.

The City of Hawaiian Gardens has agreed to accept a total of \$192,260 in CDBG funds from the Cities of Beverly Hills and La Habra Heights in exchange for a total of \$106,899.20 in general tax revenues, thereby increasing the amount of CDBG funds allocated to the City of Hawaiian Gardens from \$2,280,056 to \$2,472,316.

**FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

The City of Hawaiian Gardens will use the additional CDBG funds to implement CDBG-eligible projects for low- and moderate-income persons, while the Cities of Beverly Hills and La Habra Heights will use the general tax revenues for city operations.

The contract amendments, attached hereto in substantially final form, will be used for the proposed transfer of funds. The amendments will be effective following approval as to form by County Counsel and execution by all parties.

**ENVIRONMENTAL DOCUMENTATION**

This action is exempt from the provisions of the National Environmental Policy Act pursuant to 24 Code of Federal Regulations, Part 58, Section 58.34 (a)(3) because it involves administrative activities that will not have a physical impact on or result in any physical changes to the environment. These activities are not subject to the provisions of CEQA pursuant to State CEQA Guidelines 15060(c)(3) and 15378 because they are not defined as a project under CEQA and do not have the potential for causing a significant effect on the environment.

**IMPACT ON CURRENT PROGRAM**

The proposed contract amendments will enable the City of Hawaiian Gardens to increase the amount of CDBG funds available to administer and implement CDBG-eligible projects to benefit low- and moderate-income persons.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Sean Rogan", followed by a horizontal line.

SEAN ROGAN  
Executive Director

cc: Chief Executive Officer  
Acting County Counsel  
Executive Officer, Board of Supervisors

Attachments: 3

**COUNTY OF LOS ANGELES**  
**COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM**  
**REIMBURSABLE CONTRACT WITH PARTICIPATING CITY**  
**AMENDMENT NUMBER 5**

CITY: BEVERLY HILLS

CONTRACT NUMBER: 70716

THIS AMENDMENT NO. 5 TO CONTRACT 70716 is made this \_\_\_\_\_ day of \_\_\_\_\_, 2009, by and between the County of Los Angeles, hereinafter called the "County," and the City of Beverly Hills, hereinafter called the "Operating Agency."

WITNESSETH THAT:

WHEREAS, the County and the Operating Agency previously entered into a Community Development Block Grant Program Reimbursable Contract, Contract Number 70734, dated July 1, 2006, and amended August 14, 2007, November 13, 2007, July 3, 2008 and December 23, 2008;

WHEREAS, the County and the Operating Agency desire to amend said Contract in order to reflect an exchange of \$90,643 in FY 2008-09 CDBG funds and \$72,500 in prior year CDBG funds, for a total of \$163,143 with the City of Hawaiian Gardens for \$93,029 in general tax revenue funds of the City of Hawaiian Gardens; so that the Operating Agency may gain additional funds for its general city operations and the City of Hawaiian Gardens may better implement its CDBG-eligible projects;

WHEREAS, the Community Development Commission of the County of Los Angeles administers this Contract on behalf of the County;

NOW, THEREFORE, in consideration of the mutual undertakings herein, the parties agree that said Contract Number 70716 be amended as follows:

1. **COMPENSATION AND METHOD OF PAYMENT** has been amended to show a revised compensation amount of three hundred eighty thousand eight hundred seventy-two dollars (**\$380,872**). This is a decrease of one hundred sixty-three thousand one hundred forty-three dollars (**\$163,143**) to the contract amount.
2. All other terms and conditions of said Contract shall remain in full force and effect.

IN WITNESS WHEREOF, the Board of Supervisors of the County of Los Angeles has caused this Amendment to be subscribed by the Acting Executive Director of the Community Development Commission, and the Operating Agency has subscribed the same through its duly authorized officers on the day, month and year first above written.

COUNTY OF LOS ANGELES

CITY OF BEVERLY HILLS

BY: \_\_\_\_\_  
SEAN ROGAN,  
Executive Director  
Community Development Commission  
of the County of Los Angeles

BY: \_\_\_\_\_

TITLE: \_\_\_\_\_

APPROVED AS TO FORM:

ROBERT E. KALUNIAN  
Acting County Counsel

APPROVED AS TO PROGRAM:

SEAN ROGAN  
Executive Director  
Community Development Commission  
of the County of Los Angeles

BY: \_\_\_\_\_  
Deputy

BY: \_\_\_\_\_  
Director, CDBG

**COUNTY OF LOS ANGELES**  
**COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM**  
**REIMBURSABLE CONTRACT WITH PARTICIPATING CITY**  
**AMENDMENT NUMBER 3**

CITY: LA HABRA HEIGHTS

CONTRACT NUMBER: 70731

THIS AMENDMENT NO. 3 TO CONTRACT 70731 is made this \_\_\_\_\_ day of \_\_\_\_\_, 2009, by and between the County of Los Angeles, hereinafter called the "County," and the City of La Habra Heights, hereinafter called the "Operating Agency."

WITNESSETH THAT:

WHEREAS, the County and the Operating Agency previously entered into a Community Development Block Grant Program Reimbursable Contract, Contract Number 70734, dated July 1, 2006, and amended August 9, 2007 and July 17, 2008;

WHEREAS, the County and the Operating Agency desire to amend said Contract in order to reflect an exchange of \$23,117 in FY 2008-09 CDBG funds with the City of Hawaiian Gardens for \$13,870.20 in general tax revenue funds of the City of Hawaiian Gardens so that the Operating Agency may gain additional funds for its general city operations and the City of Hawaiian Gardens may better implement its CDBG-eligible projects;

WHEREAS, the Community Development Commission of the County of Los Angeles administers this Contract on behalf of the County;

NOW, THEREFORE, in consideration of the mutual undertakings herein, the parties agree that said Contract Number 70731 be amended as follows:

3. **COMPENSATION AND METHOD OF PAYMENT** has been amended to show a revised compensation amount of zero dollars (**\$0**). This is a decrease of twenty-three thousand one hundred seventeen dollars (**\$23,117**) to the contract amount.
4. All other terms and conditions of said Contract shall remain in full force and effect.

IN WITNESS WHEREOF, the Board of Supervisors of the County of Los Angeles has caused this Amendment to be subscribed by the Executive Director of the Community Development Commission, and the Operating Agency has subscribed the same through its duly authorized officers on the day, month and year first above written.

COUNTY OF LOS ANGELES

CITY OF LA HABRA HEIGHTS

BY: \_\_\_\_\_  
SEAN ROGAN,  
Executive Director  
Community Development Commission  
of the County of Los Angeles

BY: \_\_\_\_\_

TITLE: \_\_\_\_\_

APPROVED AS TO FORM:

ROBERT E. KALUNIAN  
Acting County Counsel

APPROVED AS TO PROGRAM:

SEAN ROGAN  
Executive Director  
Community Development Commission  
of the County of Los Angeles

BY: \_\_\_\_\_  
Deputy

BY: \_\_\_\_\_  
Director, CDBG

**COUNTY OF LOS ANGELES  
COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM  
REIMBURSABLE CONTRACT WITH PARTICIPATING CITY  
AMENDMENT NUMBER 4**

CITY: HAWAIIAN GARDENS

CONTRACT NUMBER: 70727

THIS AMENDMENT NO. 4 TO CONTRACT 70727 is made this \_\_\_\_\_ day of \_\_\_\_\_, 2009, by and between the County of Los Angeles, hereinafter called the "County," and the City of Hawaiian Gardens, hereinafter called the "Operating Agency."

WITNESSETH THAT:

WHEREAS, the County and the Operating Agency previously entered into a Community Development Block Grant Program Reimbursable Contract, Contract Number 70727, dated July 1, 2006, and amended July 1, 2007, June 30, 2008, and July 10, 2008;

WHEREAS, the County and the Operating Agency desire to amend said Contract in order to reflect an exchange of \$169,143 in CDBG funds from the City of Beverly Hills and \$23,117 in CDBG funds from the City of La Habra Heights, for a total of \$192,260, in return for \$93,029 in general funds to the City of Beverly Hills and \$13,870.20 in general funds to the City of La Habra Heights so that the Cities may gain additional funds for their general city operations and the Operating Agency may better implement its CDBG-eligible projects;

WHEREAS, the Community Development Commission of the County of Los Angeles administers this Contract on behalf of the County;

NOW, THEREFORE, in consideration of the mutual undertakings herein, the parties agree that said Contract Number 70727 be amended as follows:

1. **COMPENSATION AND METHOD OF PAYMENT** has been amended as follows: to show a revised compensation amount of two million four hundred seventy-two thousand three hundred sixteen dollars (**\$2,472,316**). This is an increase of one hundred ninety-two thousand two hundred sixty dollars (**\$192,260**) to the contract amount. Of this increase, only \$23,117 includes administration and public service authority.
2. All other terms and conditions of said Contract shall remain in full force and effect.



IN WITNESS WHEREOF, the Board of Supervisors of the County of Los Angeles has caused this Amendment to be subscribed by the Acting Executive Director of the Community Development Commission, and the Operating Agency has subscribed the same through its duly authorized officers on the day, month and year first above written.

COUNTY OF LOS ANGELES

CITY OF HAWAIIAN GARDENS

BY: \_\_\_\_\_

SEAN ROGAN,  
Acting Executive Director  
Community Development Commission  
of the County of Los Angeles

BY: \_\_\_\_\_

TITLE: \_\_\_\_\_

APPROVED AS TO FORM:

ROBERT E. KALUNIAN  
Acting County Counsel

APPROVED AS TO PROGRAM:

SEAN ROGAN  
Acting Executive Director  
Community Development Commission  
of the County of Los Angeles

BY: \_\_\_\_\_

Deputy

BY: \_\_\_\_\_

Director, CDBG